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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**ORDINARY ORIGINAL CIVIL JURISDICTION**

**NOTICE OF MOTION NO.955 OF 2006**
**IN**
**INCOME TAX APPEAL (LOD) NO.349 OF 2005**

The Commissioner of Income Tax ..Appellant.

V/s.

M/s.Ceat Ltd. ..Respondent.

Mr.A.D.Kango for appellant.

Mr.Nausheth Thakker i/b.Mulla & Mulla C. B. & C. for respondent.

**CORAM : F.I.REBELLO AND**
**J.P.DEVADHAR, JJ.**

**DATED : 26TH SEPTEMBER, 2007.**

**P.C. :-**

There is a delay of 160 days. In all such matters, where delay is upto 200 days, considering the administrative difficulties faced by the Department and the time taken by the Law Ministry, we have condoned the delay. There is a affidavit in support of the Motion. The respondent though served have not filed any reply contesting the matter. Considering the above in our opinion, the cause shown would amount to sufficient cause. Hence Motion is made absolute in terms of prayer clause (a). Office to register the appeal.

Motion is disposed of accordingly.

**(J.P.DEVADHAR, J.)** **(F.I.REBELLO, J.)**